

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

SONY BMG MUSIC ENTERTAINMENT, a Delaware general partnership; WARNER BROS. RECORDS INC., a Delaware corporation; ATLANTIC RECORDING CORPORATION, a Delaware corporation; ARISTA RECORDS LLC, a Delaware limited liability company; and UMG RECORDINGS, INC., a Delaware corporation,

Plaintiffs,

V.

JOEL TENENBAUM,

Defendant.

ELECTRONICALLY FILED

Misc. Action No. _____
Civ. Act. No. 03-cv-11446-NG
(ORIGINAL DOCKET NUMBER)
(DISTRICT OF MASSACHUSETTS)

**PLAINTIFFS' MOTION TO COMPEL RESPONSE TO SUBPOENA ISSUED TO
THIRD-PARTY, TOVA TENENBAUM**

Plaintiffs respectfully move this Court to enter an Order compelling Tova Tenenbaum to produce CDR's in her possession, custody or control, created by and given to her by her brother, Joel Tenenbaum. Plaintiffs sought the CDRs pursuant to a lawful subpoena issued to her and served on October 16, 2008. Ms. Tenenbaum objected to that subpoena, thereby necessitating this Motion. In support of this Motion, Plaintiffs hereby incorporate by reference their Memorandum of Law and supporting exhibits, being filed contemporaneously herewith.

WHEREFORE, Plaintiffs respectfully request an order compelling Tova Tenenbaum to produce the CDRs at a mutually convenient time and location within 5 days of this Court's Order.¹

Dated: 11/5/08

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¹ This short time frame is necessary given the currently scheduled trial date of December 1, 2008.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on November 6, 2008, a copy of the foregoing **PLAINTIFFS' MOTION TO COMPEL RESPONSE TO SUBPOENA ISSUED TO THIRD-PARTY, TOVA TENENBAUM** was served upon Tova Tenenbaum's counsel via e-mail and United States Mail at the following address:

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